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I certify that on 1/25/05, which is the date I am signing this certificate, this correspondence and all identified attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Maria Nadal

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PATENT

Applicant: Roger A. Acey
Serial No.: 10/797,748
Filed: 03/09/2004
Title: Metal Binding Proteins and
Associated Methods
Examiner: Robert A. Wax
Group Art Unit: 1653
Atty Docket No.: 51302-00002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
RESPONSE TO RESTRICTION/ELECTION REQUIREMENT AND
PRELIMINARY AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Applicant submits the following Preliminary Amendment and Remarks in Response to the Office Action dated January 14, 2005 in the above referenced patent application.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

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02 FC:2201 100.00 DA